

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JAN 21 2020
Department of Water Resources
Eastern Region

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, [see #6](#) of the instructions. WD 29

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-70 OK	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Josh + Yozora Leal
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Raymond + Allyne Betancourt
New owner(s) as listed on the conveyance document
- Mailing address: 2776 Kelly Topance Rd City: Bancroft State: ID ZIP: 83217
- Telephone: 801-906-3804 Email: atozmust@gmail.com

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: June 18, 2019
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed [IRS Form W-9](#) for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed [Lessor Designation](#) form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- ☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- ☐ Filing fee (see instructions for further explanation):
- ☐ \$25 per undivided water right.
 - ☐ \$100 per split water right.
 - ☐ No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: [Signature] Title, if applicable: _____ Date: 1-21-2020
Signature of new owner/claimant
- Signature: [Signature] Title, if applicable: _____ Date: 1/21/2020
Signature of new owner/claimant

For IDWR Office Use Only:

Received by m. pettis Date 1-21-20 Receipt No. E045576 Receipt Amt. 25.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by [Signature] Processed by mp Date 2-4-20

WARRANTY DEED

Alliance Title & Escrow Corp. Order No. 435831

FOR VALUE RECEIVED

Joshua Leal and Yozora Leal, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Raymond A. Betancourt Jr. and Allyne B. Betancourt, husband and wife

whose current address is

8822 S. Cameo Way

Sandy, UT 84093

the grantee(s), the following described premises, in Caribou County, Idaho, TO WIT:

Section 14, Township 7 South, Range 38 East, Boise Meridian, Caribou County, Idaho.

A tract in the Northeast Quarter of the Northeast Quarter of said Section 14, more particularly described as follows:

BEGINNING at a point on the North line of said Section 14, said point being 510 feet West of the Northeast corner of said Section 14, and running; Thence South at a right angle 209 feet; Thence West 370 feet;

Thence South 1111 feet; Thence West 444.5 feet to the center of Kelly Toponce Road right of way; Thence North 0°27'21" East 1320.04 feet along the center of said right of way; Thence East 804 feet, to the POINT OF BEGINNING

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record. And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: June 18, 2019

Joshua Leal

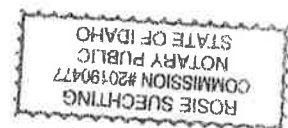
Yozora Leal

State of Idaho } ss
County of Bannock }

On this 18 day of June, 2019, before me, Rosie Suechting, a Notary Public in and for said state, personally appeared Joshua Leal and Yozora Leal, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Rosie Suechting
Notary Public for the State of Idaho
Residing at: Pocatello, Id
Commission Expires: 03/07/2025



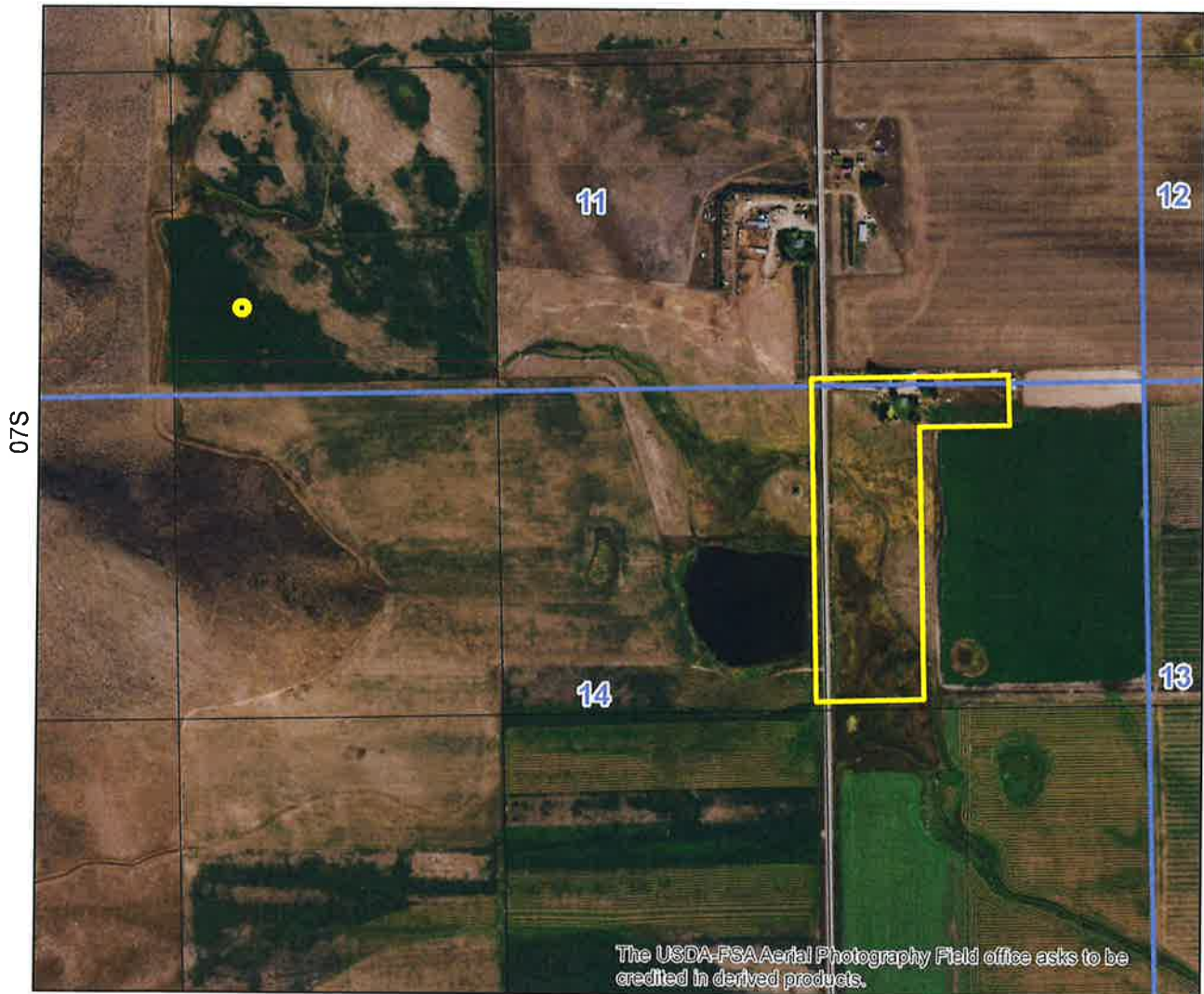
State of Idaho
Department of Water Resources





Water Right 29-70

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

38E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles



IDAHO Department of Water Resources



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WATER RIGHT REPORT

1/21/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 29-70

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOSH LEAL
Current Owner	YOZORA LEAL 2776 KELLY TOPONCE RD BANCROFT, ID 83217 5753595652
Original Owner	GARY L HATCH
Original Owner	LA RAE N HATCH 3023 CHESTERFIELD RD BANCROFT, ID 83217 2086487395
Original Owner	CORNELIUS WILLIAMS 3023 CHESTERFIELD RD PINGREE, ID

Priority Date: 04/19/1904

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	09/15	0.29 CFS	
STOCKWATER	01/01	12/31	0.02 CFS	
Total Diversion			0.29 CFS	

Location of Point(s) of Diversion:

SPRING|SWSESW|Sec. 11|Township 07S|Range 38E|CARIBOU County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CARIBOU County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07S	38E	14		NENE	15									

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 15

Conditions of Approval:

1. S35 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412 (6), IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 03/22/2004

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 29

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

February 3, 2020

RAYMOND BETANCOURT
2776 KELLY TOPONCE RD
BANCROFT ID 83217-5042

ALLYNE BETANCOURT
2776 KELLY TOPONCE RD
BANCROFT ID 83217-5042

Re: Change in Ownership for Water Right No(s): 29-70

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3797.

Sincerely,

Misty Pettis
Office Specialist 2

Enclosure(s)

Cc: Water District 29